

AF / 1728

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

PATENT
APPLICATION

In re PATENT APPLICATION of
Inventor(s): MORIFUJI
Appln. No.: 09 | 493,063
Series Code ↑ | Serial No. ↑

Group Art Unit: 1728
Examiner.: Eugene LEE
Atty. Dkt. P 0266202 | 123782US
M# | Client Ref

Filed: January 28, 2000
Title: SEMICONDUCTOR DEVICE AND METHOD OF
MANUFACTURING THE SAME

Date: July 29, 2002

Hon. Commissioner of Patents
Washington, D.C. 20231

JUL 29 2002
PATENT & TRADEMARK OFFICE

Sir:

1. **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated January 30, 2002 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2. **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3. An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable)
4. Reply Brief is attached in triplicate (due two months after Examiner's Answer – unextendable).
5. "Small entity" statement filed: herewith. previously.
6. Fee NOT required because paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

7. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd,	enter	\$320/160
If box 2 above is X'd,	enter	\$320/160
If box 3 above is X'd,	enter	\$280/140
If box 4 above is X'd,	enter nothing	- 0 - (no fee)
8. Original due date: April 30, 2002		
9. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached.	(1 mo) (2 mos) (3 mos) (4 mos) (Usable only if box 2 is X'd--- 5 mos)	\$110/\$55 \$400/\$200 \$920/\$460 \$1,440/\$720 \$1,960/\$980
10. Enter any previous extension fee paid	<input type="checkbox"/> previously since above Original due date (item 8); <input checked="" type="checkbox"/> with concurrently filed amendment	-\$920
11. Subtract line 10 from line 9 and enter: Total Extension Fee		+\$0
12.	TOTAL FEE =	\$320

**PLEASE CHARGE
OUR DEP. ACCT.**

(Our Deposit Account No. 03-3975)

(Our Order No. 041535 | 0266202
C# | M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

07/30/2002 JADDO1 00000104 033975 09493063

01 FC:119 320.00 CH

Pillsbury Winthrop LLP
Intellectual Property Group

1600 Tysons Boulevard
McLean, VA 22102
Tel: (703) 905-2000

By: Atty: Glenn J. Perry

Reg. No. 28458

Atty/Sec: gjp/nlh

Sig: By Glenn J. Perry, Reg #39642

Fax: (703) 905-2500
Tel: (703) 905-2161

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments